

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

237X0554

HOUSE BILL NO. 1181

Introduced by: Representatives Bordeaux and Killer and Senator Heinert

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding a violation for the
2 ingestion of certain substances.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 22-42-15 be amended to read:

5 22-42-15. Any person who intentionally ingests, inhales, or otherwise takes into the body
6 any substance, except alcoholic beverages as defined in § 35-1-1, for purposes of becoming
7 intoxicated, unless ~~such~~ the substance is prescribed by a practitioner of the medical arts lawfully
8 practicing within the scope of the practitioner's practice, is guilty of a Class 1 misdemeanor. The
9 venue for a violation of this section exists in ~~either~~ the jurisdiction in which the substance was
10 ingested, inhaled, or otherwise taken into the body ~~or the jurisdiction in which the substance was~~
11 ~~detected in the body of the accused.~~

